Michael O. Leavitt Governor Lowell P. Braxton Division Director

1594 West North Temple, Suite 1210 PO Box 145801 Salt Lake City, Utah 84114-5801 801-538-5340 801-359-3940 (Fax) 801-538-7223 (TDD)

November 2, 1998

John Blake, Mineral Resource Specialist School and Institutional Trust Lands Administration 675 East 500 South, Suite 500 Salt Lake City, Utah 84102-2818

Re: Sunray Mineral Products Lease, Sunray Mineral Products, INA/055/001, File #2, Wayne County, Utah

Dear Mr. Blake:

The Division has conducted a review of the Sunray Mineral Products activity in Wayne County Utah. A copy of a technical analysis by James D. Smith, has been enclosed for your information and files. It has been determined that the materials being mined are very similar to the humate mined in Emery County under permits from the Division's minerals program.

Mining of this property under a clay lease from SITLA, rather than a coal lease, would be consistent with similar operations in the state. The Sunray Mineral Products operation will not be permitted under the Utah Coal Regulatory Program but, should be permitted under UDOGM's Minerals program.

Should the operation change significantly, such that they begin to mine coal for a fuel source, we may want to revisit this determination. Please call if you have any questions.

Sincerely,

Daron R. Haddock Permit Supervisor